

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

Docket-222  
POLICY & PLANNING  
BRANCH ROOM 5202

IN REPLY REFER TO:

7330-7/1700A3

**RECEIVED**

**MAR 24 1993**

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Dear Congressman Thomas:

This is in reply to your letter of March 8, 1993, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz. In your letter, you stated that the proposed power restrictions should not apply in rural areas and that rural two-way radio systems should be

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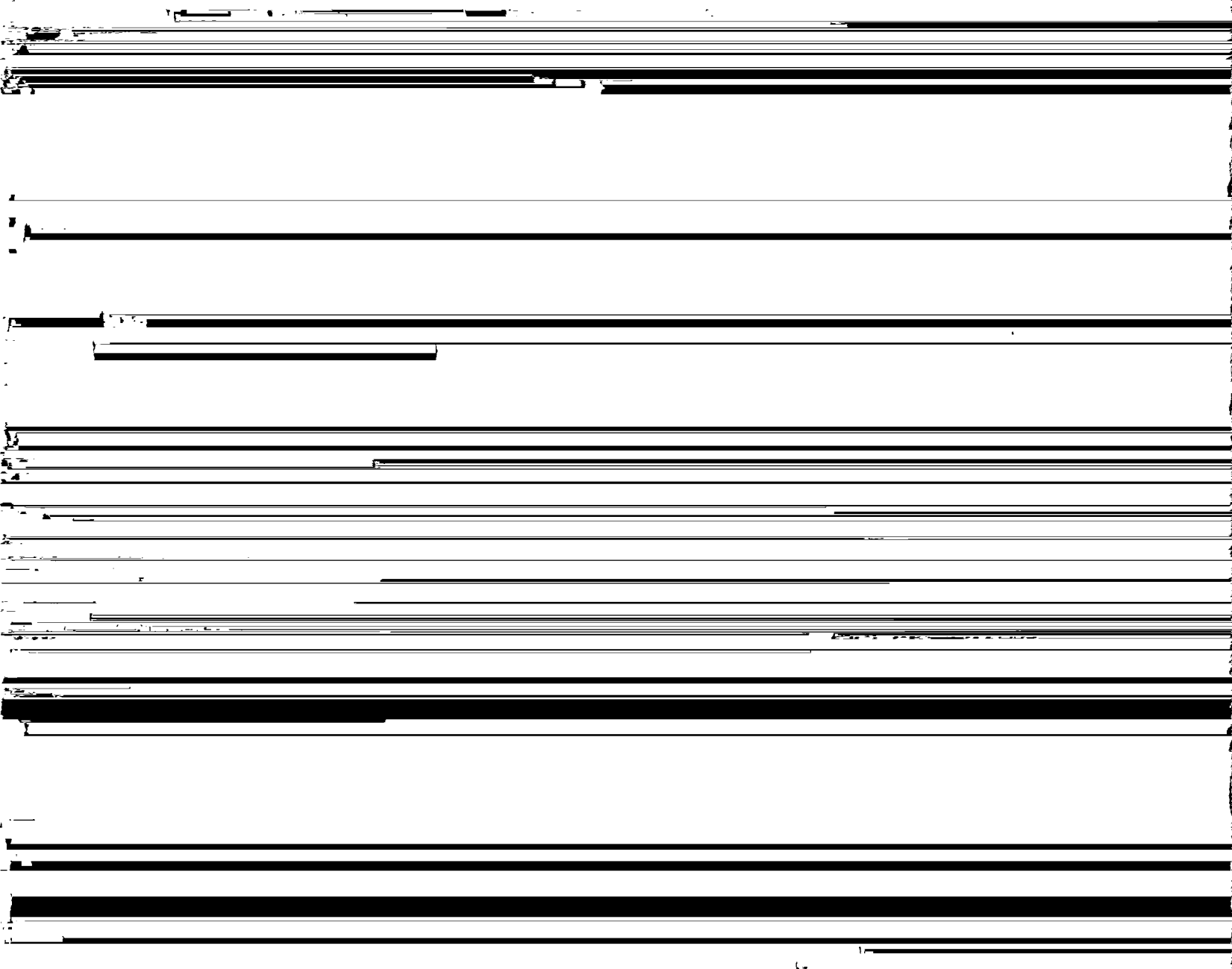
IN REPLY REFER TO:

7330-7/1700A3

Honorable Alan K. Simpson  
United States Senate  
Washington, D.C. 20510

Dear Senator Simpson:

This is in reply to your letter of March 8, 1993, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing



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Honorable Malcolm Wallop  
United States Senate  
Washington, D.C. 20510

Dear Senator Wallop:

This is in reply to your letter of March 8, 1993, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz. In your letter, you stated that the proposed power restrictions should not apply in rural areas and that rural two-way radio systems should be grandfathered from the channel spacing provisions for at least 20 years.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals, plus a discussion paper released March 1, 1993. In sum, the proposed rules would not make any equipment obsolete in your state until 2012.

We are sensitive to the need of users of private land mobile radio spectrum and the impact that these proposals may have on their radio systems, including the costs of required modifications. Additionally, we can assure you that the final rules that we adopt in this proceeding will take into consideration the special needs of rural users. Your letter will be included in the record of the proceeding and will be fully evaluated when we develop final rules.

We want to thank you for your interest in this proceeding. We expect final rules to be issued in 1994.

Sincerely,

Richard J. Shiben  
Chief, Land Mobile & Microwave Division

Enclosures

cc:

CNTL NO - 9301175

Chief, LM&M Division  
Lou Sizemore, Room 857  
Docket Files, Room 222  
P&P Branch Files

DE:rtg/RShiben /ch /12/93

# Congressional

MALCOLM WALLOP  
WYOMING

COMMITTEES:

ENERGY AND NATURAL RESOURCES  
FINANCE  
SMALL BUSINESS  
INTELLIGENCE

PRB  
92-235  
1175  
United States Senate  
WASHINGTON, DC 20510-5001

March 8, 1993

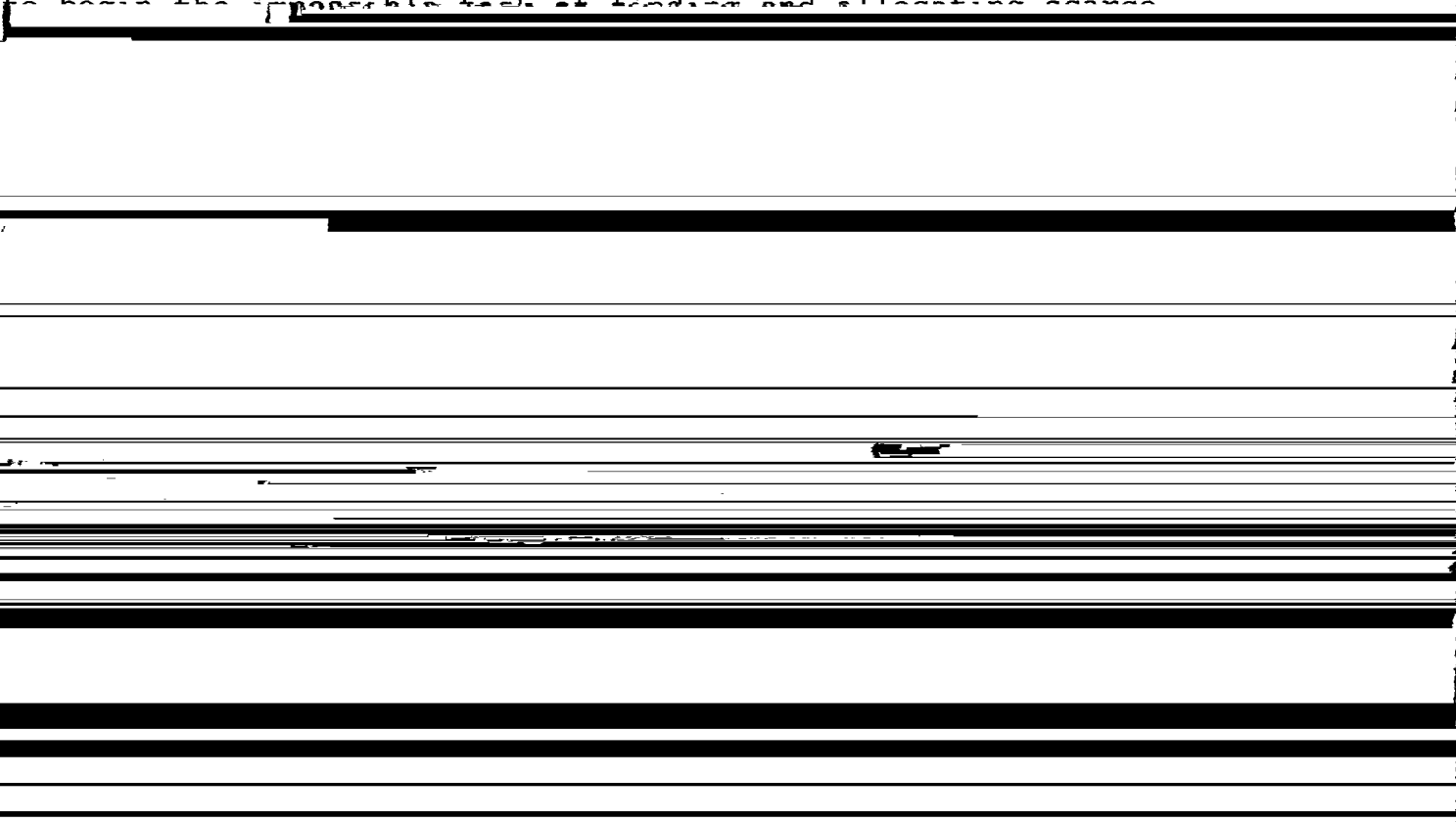
WASHINGTON OFFICE (202) 224-6441  
CASPER OFFICE (307) 261-5415  
2201 FEDERAL BUILDING 82601  
CHEYENNE OFFICE (307) 634-0626  
2009 FEDERAL CENTER 82001  
LANDER OFFICE (307) 332-2293  
POST OFFICE BUILDING 82520  
ROCK SPRINGS OFFICE (307) 382-5127  
2515 FOOTHILL BLVD. 82901  
SHERIDAN OFFICE (307) 672-6458  
40 SOUTH MAIN 82801

James Quello  
Federal Communications Commission  
1919 M Street, NW  
Washington, D.C. 20554

Dear Mr. Quello:

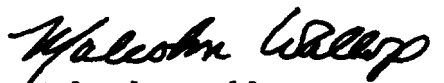
PR Docket 92-235 subsection 88.429 (dealing with power levels) should not be mandatory for rural areas not within 75 miles of America's 50 largest cities. In addition, all two-way radio systems in rural areas should be grandfathered from the channel respacing provisions of Docket 92-235 for at least 20 years.

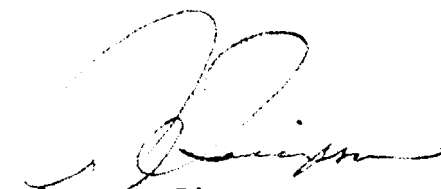
While we understand the need to readdress two-way radio frequency regulations in large metropolitan areas, emergency services and a vast number of private businesses in rural areas must have 100 watt repeaters and high-gain antennas -- even at sites with height-above-average terrain above 590 feet. For example, Wyoming's Sweetwater County is the sixth largest land mass county in the United States. If the FCC decreases the effective radiated power allowance in Sweetwater County and other Wyoming counties, it would be necessary for local organizations to begin the impossible task of finding and allocating space

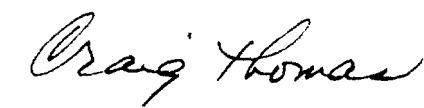


MR. QUELLO  
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Sincerely,

  
Malcolm Wallop  
United States Senator

  
Alan K. Simpson  
United States Senator

  
Craig Thomas  
Member of Congress